



IAW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	)	Examiner Name
	)	Unknown
Doyle E. Myers)	
	)	Group Art Unit
Application No. 10/812,733	)	3654
)	
Filed March 30, 2004	)	August 16, 2004
)	
RETRACTABLE OBJECT LIFT	)	Our Reference: 27034-3
)	

**AMENDMENT, REQUEST AND FEE TO ADD TO ORIGINAL
ERRONEOUSLY NAMED OR NOT NAMED INVENTOR(S) IN – NONPROVISIONAL
APPLICATION – DECLARATION (37 C.F.R. § 1.48(a))**

1. This amendment and request is to correct the incorrect original naming of inventor(s) in the declaration under 37 C.F.R. § 1.48(a) as set forth and filed on March 30, 2004.

2. Addition of Inventor(s)

Add the following previously unnamed person(s) as inventor(s) of this application:

Trevor S. Brown

3. Attachments

Attached is

- (a) A statement from each person being added as an inventor that the error in inventorship occurred without deceptive intention on his or her part. 37 C.F.R. § 1.48(a)(1).
- (b) a declaration by each of the actual inventor(s) as required by 37 C.F.R. § 1.63 (or as permitted by §§ 1.42, 1.43, OR 1.47). 37 C.F.R. § 1.48(a)(2).
- (c) written assent of the assignee (*if any of the original inventors executed an assignment*) 37 C.F.R. 1.48(a)(4)
- (d) (*check the following item, if all the inventor(s) remaining after this petition and amendment is accepted are not the inventor(s) of the subject matter of all the claim(s) now being claimed.*)

☐ Attached is an explanation of the facts, including the ownership of all the claim(s) being claimed in this application, including the ownership of all the claim(s) at the time the last claimed invention was made (Declaration of Inventorship and Common Ownership of Claims in Application.)

4. Fee Payment (37 C.F.R. § 1.17(i) - \$130.00)

The fee required is paid as follows:

☒ Attached is a ☒ check ☐ money order in the amount of \$130.00

☐ Authorization is hereby made to charge the amount of \$_____

☐ to Deposit Account No. 23-3030

☐ to Credit Card as shown on the attached credit card information
authorization form PTO-2038.

WARNING: Credit card information should not be included on this form as it may become public.

☐ Charge any additional fees required by this paper or credit any overpayment in
the manner authorized above.

A duplicate of this paper is attached.



Gary M. Gron, Reg. No. 24,293
(Name of Registered Representative)

August 16, 2004
Date



27034-000006.GGRON.296504

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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)	Unknown
Doyle E. Myers)	
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Application No. 10/812,733)	3654
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A duplicate of this paper is attached.



Gary M. Gron, Reg. No. 24,293
(Name of Registered Representative)

August 16, 2004
Date



027034-000003.GGRON.272251

WEMMH SB/01 (12-03)

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to a collection of information unless it contains a valid OMB control number.

**DECLARATION FOR UTILITY OR
DESIGN PATENT APPLICATION**
(37 CFR 1.63)

☐ Declaration Submitted With Initial Filing
☒ Declaration Submitted after Initial Filing (surcharge 37 CFR 1.16 (e) required)
OR

Attorney Docket Number	27034-3
First Named Inventor	Doyle R. Myers
COMPLETE IF KNOWN	
Application Number	10/812,733
Filing Date	March 30, 2004
Art Unit	3654
Examiner Name	Unknown

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

RETRACTABLE OBJECT LIFT

(Title of the Invention)

the specification of which

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY) **March 30, 2004** as United States Application Number or PCT InternationalApplication Number **10/812,733** and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119 (a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Check Only If Priority Not Claimed	Certified Copy Attached?	
				YES	NO
				<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

I hereby claim the benefit under U35 USC 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.
60/459,125	March 31, 2003	

027034-000003.GGRON.272251

WEMMH SB/01 (12-03)


Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to a collection of information unless it contains a valid OMB control number.

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.							
U.S. Parent Application or PCT Number		Parent Filing Date (MM/DD/YYYY)			Parent Patent Number (If applicable)		
<input type="checkbox"/> Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.							
As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:							
<input type="checkbox"/> Customer Number		30565		<div>Place Customer Number Bar Code Label Here</div>			
OR							
<input type="checkbox"/> Registered practitioner(s) name/registration number listed below.							
Name		Registration Number		Name		Registration Number	
<input checked="" type="checkbox"/> Additional registered practitioner(s) named on supplemental Registered Practitioner Information Sheet PTO/SB/02C attached hereto.							
Direct all correspondence to: <input checked="" type="checkbox"/>		Customer Number Bar Code Label		30565		OR <input type="checkbox"/> Correspondence address below	
Name							
Address							
Address							
City		State		ZIP			
Country		Telephone		Fax			
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.							
Name of Sole or First Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor.					
Given Name (first and middle [if any])				Family Name or Surname			
Doyle R.				Myers			
Inventor's Signature		<i>Doyle R. Myers</i>			Date		8-9-04
Residence		City	State	IN	Country	USA	Citizenship
		North Vernon					US
Post Office Address		3030 North County Road 100 East					
Post Office Address							
City		North Vernon	State	IN	ZIP	47265	Country
							USA
<input checked="" type="checkbox"/> Additional inventors are being named on the ___1___ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.							

ADDITIONAL INVENTOR(S)
Supplemental Sheet
PTO/SB/02A

Name of Joint Inventor, if any:		<input checked="" type="checkbox"/> A petition has been filed for this unsigned inventor.									
Given Name (first and middle [if any])						Family Name or Surname					
Trevor S.						Brown					
Inventor's Signature							Date		August 9, 2004		
Residence	City	Salem		State	IN	Country	USA		Citizenship	USA	
Post Office Address		753 North Hitchcock Road									
Post Office Address											
City	Salem		State	IN	ZIP	47167		Country	USA		
Name of Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor.									
Given Name (first and middle [if any])						Family Name or Surname					
Inventor's Signature							Date				
Residence	City			State		Country			Citizenship		
Post Office Address											
Post Office Address											
City			State		ZIP			Country			
Name of Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor.									
Given Name (first and middle [if any])						Family Name or Surname					
Inventor's Signature							Date				
Residence	City			State		Country			Citizenship		
Post Office Address											
Post Office Address											
City			State		ZIP			Country			

ASSIGNMENT

WHEREAS, Trevor S. Brown, 753 North Hitchcock Road, Salem, Indiana 47167, hereinafter referred to as Assignor, has made a new and useful invention in **RETRACTABLE OBJECT LIFT** for which a U.S. Patent application was filed on March 30, 2004, Serial No. 10/812,733, and

WHEREAS, Doyle R. Myers, hereinafter referred to as Assignee, having a principal place of business at 3030 North County Road 100 East, North Vernon, IN 47265, desires to acquire all of the entire right, title, and interest in, to and under said Invention disclosed, described and/or claimed, or intended so to be in said application, and in, to and under said application, and in, to and under any and all Letters Patent, United States and foreign, which may be obtained therefor and thereon;

NOW, THEREFORE, To All Whom It May Concern, be it known that for and in consideration of the sum of One Dollar (\$1.00) and other good, valuable and sufficient considerations to Assignor in hand paid, the receipt of which is hereby acknowledged, Assignor has sold, assigned and transferred, and by these presents does sell, assign and transfer unto Assignee, all of the entire right, title and interest in, to and under said invention disclosed, described and claimed or intended so to be in said application, and in, to and under said application for United States Letters Patent, and any and all other applications thereon and arising therefrom, including any and all divisions and continuations thereof, and any and all patents to be issued and obtained therefor and thereon, United States and foreign, including all reissues and extensions thereof.

Assignor hereby authorizes and requests the Honorable Commissioner of Patents to issue said Letters Patent to Assignee, its assigns and legal representatives.

Assignor agrees to sign and execute any and all other papers necessary or desirable for the procurement of Letters Patent on said Inventions in this and all foreign countries for the use of Assignee.

WITNESS Assignor's hand this 9th day of August, 2004.



Trevor S. Brown

STATE OF INDIANA)
): ss
COUNTY OF JACKSON)

Before me, a Notary Public, in and for said County and State, personally appeared Trevor S. Brown, who, being first duly sworn upon his oath, acknowledged the execution of the foregoing "Assignment" as his voluntary act and deed.

WITNESS my hand and Notarial Seal this 9th day of August, 2004.


Notary Public

Printed: D. Keith Boling

Resident of JACKSON County

My Commission Expires:

06/27/2009



27034-000003.GGRON.296514

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of	)	Before Examiner:
Inventor: Doyle R. Myers	)	Unknown
)	
Serial No.: 10/812,733	)	August 6, 2004
)	
Filed March 30, 2004	)	Attorney Docket Number
	)	27034-3
RETRACTABLE OBJECT LIFT)	
)	

**STATEMENT OF NON-DECEPTIVE INTENT BY PERSON BEING ADDED BY
PETITION TO CHANGE INVENTORSHIP IN PATENT APPLICATION
(37 C.F.R. § 1.324(b)(1))**

I, Trevor S. Brown, the person who is being added as an inventor by the petition being submitted to correct the inventorship of this application do hereby declare that the inventorship error in excluding my name as an inventor of this patent occurred without any deceptive intention on my part.

Trevor S. Brown
(Type name of inventor being added)


SIGNATURE

FEE TRANSMITTAL FOR FY 2004

Effective 01/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27Total Amount of Payment (\$)**130.00****Complete if Known**

Application Number **10/812,733**
 Filing Date **March 30, 2004**
 First Named Inventor **Doyle R. Myers**
 Group Art Unit **3654**
 Examiner Name **Unknown**
 Attorney Docket Number **27034-3**

METHOD OF PAYMENT
☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None
☐ Deposit Account:Deposit Account Number **23-3030**Deposit Account Name **Woodard, Emhardt, Moriarty, McNett & Henry LLP**

The Commissioner is authorized to: (check all that apply)

- ☐ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) during the pendency of this application, excluding the payment of issue fees
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION**1. BASIC FILING FEE**

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility Filing Fee	
1002	340	2002	170	Design Filing Fee	
1003	530	2003	265	Plant Filing Fee	
1004	770	2004	385	Reissue Filing Fee	
1005	160	2005	80	Provisional Filing Fee	
SUBTOTAL (1) (\$)					

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee From Below	Fee Paid
	-20** =	X	
Independent Claims	-3** =	X	
Multiple Dependent			

Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	**Reissue independent claims over original patent
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner's Action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner's Action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	130.00
1807	50	1807	50	Petitions related to provisional applications	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other Fee (specify)

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**130.00****SUBMITTED BY**

Name (Print/Type)

Gary M. Gron

Registration No.

24,293

(Attorney/Agent)

Telephone

(317) 634-3456

Signature

Date

August 16, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.26(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.